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In re Application of BERNHARD et al :
U.S. Application No.: 10/533,558 :
PCT Application No.: PCT/AT03/00244 : DECISION
Int. Filing Date: 26 August 2003 :
Priority Date Claimed: 02 September 2002 :
Attorney Docket No.: SB-521 :
For: USE OF HARD METAL ALLOY :

This is in response to applicant's "Request for Filing Receipt Correction" submitted 21 November 2005.

The request states that the filing date should be listed as 02 May 2005. However, the filing date of the present application is the international filing date, i.e. 26 August 2003. The "filing date" listed on the filing receipt refers to the date of completion of the 35 U.S.C. 371 (c)(1), (c)(2), and (c)(4) requirements but is not the true filing date for legal purposes. See MPEP 1893.03(b) (stating "The "Application Filing Date" field formerly displayed in PAIR was changed to "Filing or 371(c) Date" to clearly indicate that for international applications that enter the national stage under 35 U.S.C. 371, the information displayed in this field is the date of receipt of the 35 U.S.C. 371(c)(1), (c)(2) and (c)(4) requirements. Applicants are quite often confused as to the true filing date and will ask for corrected filing receipts thinking that the information thereon is wrong. This explanation should offer some clarity. For most legal purposes, the filing date is the PCT international filing date.")

For the reasons above, the request is DISMISSED without prejudice.

The application is being returned to the appropriate Technology Center for continued processing.

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